

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, D.C. 20268-0001

PERIODIC REPORTING
(PROPOSAL FOUR)

Docket No. RM2016-12

**UNOPPOSED MOTION OF THE UNITED STATES POSTAL SERVICE
FOR ACCESS TO MATERIALS FILE UNDER SEAL
BY UNITED PARCEL SERVICE**
(October 18, 2016)

At the initiation of this proceeding, the Postal Service filed certain materials under seal within USPS-RM2016-12/NP1. Representatives of UPS, in turn, sought and obtained access to that material under protective conditions, and UPS yesterday filed its own set of materials under seal as UPS-LR-RM2016-12/NP1. UPS, through counsel, has represented to the Postal Service that the only nonpublic material within its new filings is the same nonpublic material submitted by the Postal Service. UPS is appropriately filing this material under seal, in other words, only to stay in compliance with the terms of the protective conditions under which access to the nonpublic information of the Postal Service was obtained.¹ Therefore, the Postal Service now seeks access to the nonpublic material filed by UPS as UPS-LR-RM2016-12/NP1, under the same conditions applicable when the Commission likewise issues nonpublic materials that incorporate nonpublic information obtained from submissions by the Postal Service. See, for example, PRC-LR-ACR014/NP1 and NP2, filed in the ACR docket on March 27, 2015. See also Commission Order No. 2538 (June 9, 2015) in

¹ Indeed, were that not the case, UPS would presumably have had to file its own application for nonpublic treatment of any new proprietary material it was adding to the mix.

Docket No. RM2015-7. The Postal Service has been authorized to state that UPS does not object to this motion.

The Postal Service further notes that, if additional material is filed under seal in this proceeding, based exclusively on the commercial sensitivity of the material originally submitted by the Postal Service in USPS-RM2016-12/NP1 in this docket, the Postal Service supports immediate access to that material by all individuals who already have access to those folders, either as the originator (i.e., the Postal Service), or by virtue of execution of protective conditions (i.e., representatives of UPS and any other parties who seek and obtain access under protective conditions).

Respectfully submitted,

UNITED STATES POSTAL SERVICE

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